

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

**COMPUTER SOFTWARE
PROTECTION LLC**

Plaintiff,

v.

WOLFRAM RESEARCH, INC.

Defendant.

Civil Action No. 12-cv-455-SLR

**JOINT MOTION AND ORDER OF DISMISSAL
PURSUANT TO FED. R. CIV. P. 12(h)(3)**

Plaintiff Computer Software Protection LLC (“CSP”) served upon Wolfram Research, Inc. (“Wolfram”), the attached Covenant Not To Sue on August 4, 2014 thereby removing subject matter jurisdiction for the claims and counterclaims at issue in this case. Pursuant to Fed. R. Civ. P. 12(h)(3) CSP and Wolfram jointly stipulate and move the Court to dismiss all claims and counterclaims asserted by CSP in this action with prejudice and to dismiss all of Wolfram’s claims and counterclaims asserted by it in this action without prejudice. Within the time limits set under Fed. R. Civ. P. 54(d), the Court will retain jurisdiction to hear any motions for costs and fees.

Dated: August 5, 2014

Respectfully submitted,

/s/ *Brian E. Farnan*

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SO ORDERED this _____ day of August, 2014

The Honorable Sue L. Robinson
United States District Judge